

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF OHIO
WESTERN DIVISION AT DAYTON

DONALD KAHUT, <i>et al.</i> ,	:	Case No. 3:25-cv-112
	:	
Plaintiffs,	:	
	:	
vs.	:	District Judge Michael J. Newman
	:	Magistrate Judge Peter B. Silvain, Jr.
	:	
NVR, INC., <i>et al.</i> ,	:	
	:	
Defendants.	:	
	:	

NOTICE OF DEFICIENCY AND ORDER

This matter is before the Court upon a *sua sponte* review for compliance with Federal Rule of Civil Procedure 7.1(a)(2). Third-Party Defendant Pro Crete, LLC has not filed a diversity disclosure statement as required by that Rule.¹ Third-Party Defendant Pro Crete, LLC is therefore **ORDERED** to file such a statement no later than **thirty days** from the date of this Order. A sample “Diversity of Citizenship Disclosure Statement” is available on the Court’s website.²

IT IS SO ORDERED.

June 24, 2025

s/Peter B. Silvain, Jr.

Peter B. Silvain, Jr.
United States Magistrate Judge

¹ Third-Party Defendant Pro Crete, LLC is a limited liability company. As such, its citizenship for purposes of diversity jurisdiction is determined by the citizenship of its members and sub-members. *See Akno 1010 Market St. St. Louis Mo. LLC v. Pourtaghi*, 43 F.4th 624, 626 (6th Cir. 2022) (citing *Delay v. Rosenthal Collins Grp., LLC*, 585 F.3d 1003, 1005 (6th Cir. 2009); *B&N Coal, Inc. v. Blue Race Midstream, LLC*, No. 19-4111, 2020 WL 9474311, at *1 (6th Cir. Dec. 2, 2020)).

² <https://www.ohsd.uscourts.gov/ohio-southern-district-forms>